No. 05-200

Title:	Empire HealthChoice Assurance, Inc., dba Empire Blue Cross Blue Shield, Petitioner v. Denise F. McVeigh, as Administratrix of the Estate of Joseph E. McVeigh
Docketed:	August 10, 2005
Lower Ct:	United States Court of Appeals for the Second Circuit
Case Nos.:	(03 9098)
Decision Date:	January 14, 2005
Rehearing Denied:	May 10, 2005

Questions Presented

~~Date~~~	~~~~~~~Proceedings and Orders~~~~~~~~~~~~~~~~~~~~~~
Aug 8 2005	Petition for a writ of certiorari filed. (Response due September 9, 2005)
Sep 2 2005	Brief of respondent Denise F. McVeigh, as Administratrix of the Estate of Joseph E. McVeigh in opposition filed.
Sep 14 2005	DISTRIBUTED for Conference of October 7, 2005.
Sep 21 2005	Reply of petitioner Empire HealthChoice Assurance, Inc. filed. (Distributed)
Oct 11 2005	The Solicitor General is invited to file a brief in this case expressing the views of the United States.
Dec 9 2005	Brief amicus curiae of United States filed. VIDED.
Dec 16 2005	Reply of respondent Denise F. McVeigh to the amicus brief of the United States filed. (Distributed).
Dec 21 2005	DISTRIBUTED for Conference of January 6, 2006.
Jan 5 2006	Briefs received from U.S.C.A. 2nd Circuit. (1 envelope)
Jan 6 2006	Petition GRANTED.
Feb 15 2006	Extension of time within which to file the joint appendix and petitioner's brief on the merits to and including February 24, 2006.
Feb 24 2006	Brief amicus curiae of United States filed.
Feb 24 2006	Joint appendix filed. (Jt appendix in two volumes)
Feb 24 2006	Brief of petitioner Empire HealthChoice Assurance, Inc. filed.
Mar 6 2006	Motion of the Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument filed.
Mar 6 2006	SET FOR ARGUMENT on Tuesday, April 25, 2006.
Mar 23 2006	CIRCULATED.
Mar 24 2006	Record received from U.S.D.C. Southern District of New York. (1 box)
Mar 28 2006	Brief of respondent Denise F. McVeigh, as Administratrix of the Estate of

	Joseph E. McVeigh filed. (Distributed)
Mar 31 2006	Brief amicus curiae of Julia Cruz, as Representative of Jose S. Cruz filed. (Distributed)
Apr 7 2006	Motion of Julia Cruz, as Representative of Jose S. Cruz for leave to participate in oral argument as amicus curiae and for divided argument filed.
Apr 14 2006	Motion of the Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument GRANTED.
Apr 14 2006	Motion of Julia Cruz, as Representative of Jose S. Cruz for leave to participate in oral argument as amicus curiae and for divided argument DENIED.
Apr 18 2006	Reply of petitioner Empire HealthChoice Assurance, Inc. filed. (Distributed)
Apr 25 2006	Argued. For petitioner: Anthony F. Shelley, Washington, D.C.; and Sri Srinivasan, Assistant to the Solicitor General, Department of Justice; Washington, D.C. (as amicus curiae, supporting petitioner). For respondent: Thomas J. Stock, Mineola, N.Y.
Apr 28 2006	Record received from U.S.C.A. 2nd Circuit. 1 envelope